

(3) by striking "Education and Labor" and inserting "Economic and Educational Opportunities".

SEC. 613. ALLOTMENTS.

Section 658O (42 U.S.C. 9858m) is amended—

(1) in subsection (a)—

(A) in paragraph (1)—

(i) by striking "POSSESSIONS" and inserting "POSSESSIONS":

(ii) by inserting "and" after "States" and

(iii) by striking "and the Trust Territory of the Pacific Islands"; and

(B) in paragraph (2), by striking "more than

3 percent"

and inserting "less than 1 percent, and not more than

2 percent".

(2) in subsection (c)—

in paragraph (5) by striking "our" and

by adding at the end thereof the

(1) inserting
"out"; and
(2)
following new
paragraph:

"(6) CONSTRUCTION OR RENOVATION OF FACILITIES."

"(A) REQUEST FOR USE OF FUNDS.—An Indian tribe or tribal organization may submit to the Secretary a request to use amounts provided under this subsection for construction or renovation purposes.

"(B) DETERMINATION.—With respect to a request submitted under subparagraph (A), and except as provided in subparagraph (C), upon a determination by the Secretary that adequate facilities are not otherwise available to an Indian tribe or tribal organization to enable such tribe or organization to carry out child care programs in accordance with this subchapter, and that the lack of such facilities will inhibit the operation of such programs in the future, the Secretary may permit the tribe or organization to use assistance provided under this subsection to make payments for the construction or renovation of facilities that will be used to carry out such programs.

"(C) LIMITATION.—The Secretary may not permit an Indian tribe or tribal organization to use amounts provided under this subsection for construction or renovation if such use will result in a decrease in the level of child care services provided by the tribe or organization as compared to the level of such services provided by the tribe or organization in the fiscal year preceding the

year for which
the determination under subparagraph (A) is
being made.

(D) UNIFORM PROCEDURES.—The Secretary
shall develop and implement uniform procedures for
the solicitation and consideration of requests under this
paragraph; and

(3) in subsection (e) by adding at the end
thereof the
following new paragraph:

(4) INDIAN TRIBES OR TRIBAL ORGANIZATIONS.—
Any portion
of a grant or contract made to an Indian tribe or
tribal organization under subsection (c) that the Secretary
determines is not
being used in a manner consistent with the
provision of this
subchapter in the period for which the grant or
contract is
made available shall be allotted by the
Secretary to other